FARAD CONTINUATION SHEET NO.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 5469 OF 2005
IN
CRIMINAL APPEAL NO. 655 OF 2002

Office notes, office Memoranda of appearances, Court's orders or directions & Registrar's orders.	Coram, : Court's or Judge's Orders

Ms. Harjeet Kaur for applicant

Mr. S. S. Pednekar APP

CORAM: SMT. RANJANA DESAI &
ANOOP V. MOHTA, **JJ.**

DATED: 18/10/2005

P.C.:-

The petitioner is sentenced for life in Special Case No. 1/2000 along with his brothers. He was convicted of the offence punishable under Section 302 read with 34 of the Indian Penal Code. We are informed that the petitioner did make a bail application on merit but he did not press it.

2. The petitioner filed Criminal Application No. 3433 of 2004 in this court on the ground that all his

brothers are in jail and one of the brothers was on death bed and he wanted temporary bail to sort out family affairs. By order dated 30/11/04, this court had released the petitioner on bail for one month on his furnishing a bail of Rs.15,000/- with a like surety for the said amount We are informed that after one month the petitioner surrendered to the jail and that while he was on bail the petitioner abided by the conditions of bail and did not commit any offence. The petitioner has preferred this second bail application on similar ground. But the prayer is for permanent bail. We cannot grant him permanent bail. That prayer is rejected.

3. We have heard the learned counsel for the petitioner and the learned APP on the grant of temporary bail.

4. In the circumstances of the case, we deem it fit to release the petitioner on temporary bail.

Hence the following order:-

a) The petitioner is released on bail for a period of one month and fifteen days on his furnishing bail of Rs.15,000/- with one or two sureties to make up the amount.

b) While on bail the petitioner shall report to the Wanawadi Police Station, Pune, during 2 p.m. to 8 p.m. every day. The petitioner shall surrender after the period of bail is over.

c) Needless to say that the bail period will be counted from the date on which the petitioner is released on bail.